

MEMORANDUM OF OIL AND GAS LEASE  
NO SURFACE OPERATIONS

BOOK 0727 PAGE 0181

West Virginia

The undersigned John E. Miller Jr. & Anna May Miller, his wife of

141 N 19<sup>th</sup> St, Wheeling, WV 26003 as Lessor and

TriEnergy Holdings, LLC, P.O. Box 89, Sewickley, PA 15143, as Lessee, entered into an Oil and Gas Lease as of the 3<sup>rd</sup>  
day of December, 20 10. Said lease covers all that certain tract of land situate in the District of Union, in

Marshall County, State of West Virginia, bounded and described generally as follows:

On the North by: n/f

On the East by: n/f

On the South by: n/f

On the West by: n/f

Tax Parcel No: 13-9A-16, 16-9A-17

Containing 1.5 acres, more or less, being the same land conveyed by \_\_\_\_\_  
and recorded in the records of said county in Book 336, Page 564

Under the terms of the aforesaid lease, the said property was leased by Lessor to Lessee for a term of Five (5) years from the date thereof and so long thereafter as oil or gas are produced from said land in paying quantities or the lease is otherwise maintained pursuant to the provisions thereof.

Under the terms of said lease, the Lessee has a first option to renew the lease for a further like term, which option must be exercised within sixty (60) days of the expiration of the initial primary term of said lease.

Dated: December 3<sup>rd</sup>, 20 10.

WITNESS:

LESSOR:

John E. Miller Jr. (SEAL)

Anna May Miller (SEAL)

Anna May Miller

(SEAL)

(SEAL)

Approved by:

Joseph E. Bojalad, President

TriEnergy Holdings, LLC

State of West Virginia )

) ss:

County of Marshall )

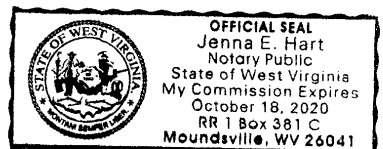
On the 03 day of December in the year 2010, before me, the undersigned, a Notary Public in and for said state, personally appeared John E. Miller Jr. & Anna May Miller, his wife, personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person upon behalf of which the individual(s) acted, executed the instrument

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission Expires: 10-18-20

Jenna E. Hart  
Notary Public

Jan Pest  
MARSHALL County 10:58:49 AM  
Instrument No 1301928  
Date Recorded 03/24/2011  
Document Type O&G  
Pages Recorded 2  
Book-Page 727-181  
Recording Fee \$5.00  
Additional \$6.00



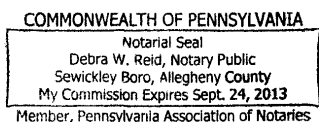
State/Commonwealth of: PennsylvaniaCounty of Allegheny SS:

Before me a Notary Public in and for said county and state personally appeared: Joseph E. Bojalad,  
 the President of TriEnergy Holdings, LLC, the above named corporation, who acknowledged to me  
 that they did execute the foregoing instrument for and on behalf of said corporation, pursuant to authority so to  
 do of said corporation and that the same is the free act and deed of said corporation and of themselves as such  
 officers, for the uses and purposes therein set forth.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at Sewickley, PA this  
18<sup>th</sup> day of March, 2011.

My Commission expires: 9/24/2013Debra W. Reid

Notary Public



STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.:

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing  
 date on the 3rd day of December, 2010, was presented for and by me, admitted to record in my office upon the  
 above certificate as to the parties therein named this 24<sup>th</sup> day of March, 2011 at 10:58 o'clock A.M.

TESTE: Jan Pest

Clerk.